

**MINUTES**  
**NEVADA STATE BOARD OF**  
**PHYSICAL THERAPY EXAMINERS**  
**MAY 12, 2005**

- Item 1- Call to order / roll call to determine the presence of a quorum, the meeting was called to order at 8:45am. Board members in attendance: Laura LaPorta Krum, PT, PhD, Chairman; Pamela Hogan, PT, OCS, FSOM; Jack Close, MA, PT, FAPTA; Chad Bible, MSPT, GCS; Conee Spano, M.Ed., Public Member and Secretary Treasurer; Non-members in attendance: Dena James, Deputy Attorney General; Jennifer Crandell Deputy Attorney General; Lawrence P. Mooney, PT, Chief Inspector; Allison Tresca, Executive Secretary. For all others in attendance, please refer to the sign-in sheet in the minutes file.
- Item 2- Review and approval of minutes for Board meeting of March 8, 2005. On motion by Board member Spano, seconded by Board member Bible and approved with a unanimous vote, the minutes are approved with grammatical changes to item 20 and item 27.
- Item 3- Review and approval of executive session minutes for Board meeting of March 8, 2005. On motion by Board member Bible, seconded by Board member Spano and approved with a unanimous vote, the executive session minutes were approved.
- Item 4- Review and approval of Treasurer's Report for period ending March 2005. On motion by Board member Bible, seconded by Board member Hogan and approved with a unanimous vote, the Treasurer's Report was approved.
- Item 5- Review and approval of Profit and Loss Report for period ending March 2005. On motion by Board member Close, seconded by Board member Hogan and approved with a unanimous vote, the Profit and Loss Report was approved.
- Item 6- Review and approval of Treasurer's Report for period ending April 2005. On motion by Board member Hogan, seconded by Board member Bible and approved with a unanimous vote, the Treasurer's Report was approved.
- Item 7- Review and approval of Profit and Loss Report for period ending April 2005. On motion by Board member Hogan, seconded by Board member Close and approved with a unanimous vote, the Profit and Loss Report was approved.
- Item 8- Review and approval of Balance Sheet as of March 1, 2005. On motion by Board member Spano, seconded by Board member Hogan and approved with a unanimous vote, the Balance Sheet was approved.

- Item 9- Review and approval of Balance Sheet as of April 1, 2005. On motion by Board member Bible, seconded by Board member Close, and approved with a unanimous vote, the Balance Sheet was approved.
- Item 10- Review and approval of fiscal year Budget Report. On motion by Board member Hogan, seconded by Board member Close and approved with a unanimous vote, the Budget Report was approved.
- Item 11- Review and approval of Secretary's Report for May 12, 2005 board meeting. On motion by Board member Spano, seconded by Board member Close and approved with a unanimous vote, the Secretary's Report was approved.
- Item 12- Jill Downam requests to take the National Physical Therapy Examination for Physical Therapist's a sixth time in accordance with NRS 640.100(4). On motion by Board member LaPorta Krum, seconded by Board member Spano and approved with a unanimous vote, the Board entered closed session. After returning to open session, on motion by Board member Bible, seconded by Board member Spano and approved with a unanimous vote, the request to sit for the National Physical Therapy Examination a sixth time is granted.
- Item 13- John Sulgrove requests to take the National Physical Therapy Examination for Physical Therapist's a third time in accordance with NRS 640.100(4). On motion by Board member Hogan, seconded by Board member Bible and approved with a unanimous vote, the Board entered closed session. After returning to open session, on motion by Board member Hogan, seconded by Board member Close and approved with a unanimous vote, the request to sit for the National Physical Therapy Examination a third time is granted.
- Item 14- Licensee Michel Rantissi to appear in accordance with the terms of his probation. On motion by Board member Hogan, seconded by Board member Bible and approved with a unanimous vote, the Board entered closed session. After returning to open session, on motion by Board member Hogan, seconded by Board member Close and approved with a unanimous vote, the licensee is released from probation after determination by the Board that all provisions of probation have been met.
- Item 15- Richard Scott Derringer requests to make payment arrangements in accordance with his appearance before the Board on November 18, 2005 at which time a fine and costs were imposed. Mr. Derringer stated that his house is on the market and his intention is to pay the amount due to the Board in full upon the sale of the house. Board member LaPorta Krum asked how much Mr. Derringer would be able to pay in the event his house does not sell right away. He replied that he is making \$6.00 per hour and owes his attorney money as well. He also stated he is basically living on credit cards. He stated that he can pay \$25.00 month. On motion by Board member LaPorta Krum, seconded by Board member Close and approved with a unanimous vote, it was determined that the fine will be paid in full upon the

intended sale of Mr. Derringer's house in mid June, 2005. If the sale does not take place by that time, Mr. Derringer will begin to make monthly payments of \$25.00. The entire balance is due upon the sale of Mr. Derringer's house, no later than July 2007.

Item 16- Applicant Alejandro Tejada requests to be licensed. On motion by Board member Hogan, seconded by Board member Bible and approved with a unanimous vote, the Board entered closed session. After returning to open session, the Board grants the request of the applicant to be licensed. The Executive Secretary is directed to place copies of the documents provided by the applicant into his file.

Item 17- Complaint Hearings or Review and Approval of Consent Decrees.

Case #2005-04 / Kevin M. Landsman. This case was dismissed. For official transcript, please see minutes file.

Case #2004-52 / Donald L. Murphy. On motion by Board member Bible, seconded by Board member LaPorta Krum and approved with a unanimous vote, the Board approved the Consent Decree.

Case #2004-53 / Cheryl A. Bates. On motion by Board member Hogan, seconded by Board member Close and approved with a unanimous vote, the Board approved the Consent Decree.

Case #2004-56 / David A. Lundgren. On motion by Board member Bible, seconded by Board member Close and approved with a unanimous vote, the Board approved the Consent Decree.

Case #2005-02 / Morgan M. Johnston. On motion by Board member Spano, seconded by Board member LaPorta Krum and approved with a unanimous vote, the Board approved the Consent Decree.

Case #2005-03 / Joseph E. Indrieri. On motion by Board member Hogan, seconded by Board member Close and approved with a unanimous vote, the Board approved the Consent Decree.

Case #2005-09 / Christopher D. Marion. On motion by Board member Bible, seconded by Board member Spano and approved with a unanimous vote, the Board approved the Consent Decree.

Item 18- Report from the Deputy Attorney General. Dena James advised the Board that two petitions for judicial review are pending. She advised that Kimberly Short and Donald Nobis have filed the petitions contesting the decisions of the Board. She further noted that because of these petitions, the costs from their office will increase. She also advised the Board that when a case review is being done for a licensee with a previous discipline, the licensee does not have to automatically appear before the Board and to use their discretion in

bringing licensees before the Board. She reminded the Board that substantial evidence is required to move forward and to seek additional information if needed to make a determination. She noted that the Inspectors or the Executive Secretary can assist them in obtaining information.

- Item 19- Report from Chairman LaPorta Krum regarding April 7, 2005 meeting with Board Inspectors. The Board was provided minutes from the April 7, 2005 meeting the Inspectors. She noted that it is the responsibility of licensees to report alleged violations of the Practice Act and action should be taken against a licensee who is found to not have reported a violation. It was discussed to add a clause to the Consent Decrees which states that Inspectors may return to the work place of a licensee to determine compliance with all provisions of the Practice Act. It was also discussed to add a clause stating that failure to pay a fine would be considered unprofessional conduct and may be subject to a follow-up complaint and the imposition of an additional fine.
- Item 20- Update from Chief Inspector Mooney regarding status of annual inspections and request for clarification of duties of inspections. Mr. Mooney stated that there is an issue with licensees working at more than one location. He noted that during some inspections a license is posted at the location, but the licensee is not present as he works at another location as well. He asked the Board if the Inspectors should return to these locations when the licensees are present. Mr. Mooney also advised the Board that the inspections could not be completed by the end of the month and the Inspectors wanted to know if they should continue. The Board advised the Inspectors to return to facilities when licensees are present and suggested that Board staff call the facilities ahead of time to obtain information on when the licensees will be present. It was also discussed to have licensees post their original licenses at their professional address of record and copies of the license at all other facilities. When viewing licenses at a facility, the Inspectors would be able to determine which licensees have listed the facility as their professional address and which licensees are working at the facility on a per-diem basis. The Inspectors also asked the Board for the guidelines for inspections next year. The Executive Secretary was directed to place this item on the next agenda. The Executive Secretary was also directed to create a tracking system for inspections.
- Item 21- Update from Pamela Hogan regarding SB 152. Board member Hogan stated that SB 152 had passed in the Assembly and was going back to the Senate. She advised the Board that the bill had to go back to the Senate as there was an amendment to the bill in Assembly due to an omission in the bill discovered by the Executive Secretary after the bill left the Senate.
- Item 22- Chairman Laura LaPorta Krum addresses the Board regarding her resignation. The Board was advised that Board member LaPorta Krum had accepted a job out of state and would be moving in June. She stated that she enjoyed her time on the Board and that it was an honor to serve the citizens of Nevada.

Item 23- Discussion and recommendation for appointment of Board member to the Nevada State Board of Physical Therapy Examiners for term being vacated by Laura LaPorta Krum. The Board discussed several candidates for recommendation; Ali Ames-Orci, Merrill Landers, Sue Schuerman and Ceferino Villafuerte. It was discussed that Ms. Ames-Orci had not been working full-time for awhile and recently chose to stay home full-time. It was also discussed that Merrill Landers was in the middle of a Doctorate program. Sue Schuerman advised the Board, via letter, that her new responsibilities at work would not allow her to be available for Board activities. Board member LaPorta Krum stated that Ceferino Villafuerte would be a good addition to the Board as he works in the hospital setting and such perspective is invaluable. Board member Hogan agreed with the sentiment of Board member LaPorta Krum. On motion by Board member Hogan, seconded by Board member Bible and approved with a unanimous vote, Ceferino Villafuerte will be recommended to the Governor for appointment to the Board.

Item 24- Activities of the Board office.

- a) Update of activities of the Board office. The Executive Secretary advised the Board that all preparations had been made for the upcoming renewal period. She also noted that she had been tracking bills and reporting to Board members Hogan and LaPorta Krum as needed.
- b) Review and discussion of job duties, hours, clarification of criteria for merit increases and bonuses. Board member LaPorta Krum stated that she wanted the Board to be clear on the duties and hours of the Executive Secretary and asked if anyone had questions. Board member LaPorta Krum asked the Executive Secretary what her typical hours were. The Executive Secretary noted that during the school year, she works 9am to 2:50pm. She also noted that she works at home when needed by drafting letters, answering emails, doing research, etc. She also noted that she is in constant communication with the office at all times the office is open for business. The Executive Secretary stated that there were a few average scores on her last review which concerned her as she had exceeded the industry standards in those areas. Board member Hogan stated that the Executive Secretary needs to advise what the standards are and how she beats them. The Executive Secretary noted that she did provide such a report to the Board at her last review. Board member Hogan stated that perhaps the Chairman should rank in certain areas, the Secretary/Treasurer in certain areas and all Board members in certain areas. Board members LaPorta Krum and Hogan will review the Work Performance Standard of the Executive Secretary and make changes if needed.
- c) Discussion of offering bonus for Executive Secretary. Board member LaPorta Krum advised the Board that a bonus provision was put in place so the Executive Secretary could be rewarded throughout the year for activity deemed "above and beyond". She stated that the Executive Secretary had been tracking bills, preparing testimony, dealing with the bank fraud, etc. and deserved recognition. Board member Hogan stated that she contacted

Board member LaPorta Krum about a bonus for the Executive Secretary, perhaps offering a gift certificate. Board member LaPorta Krum stated she would like to offer a bonus of at least \$400. On motion by Board member Bible and seconded by Board member Hogan, a bonus of \$400 is offered to the Executive Secretary. Board member LaPorta Krum stated that she would like to see this amount raised to \$500. Board member Hogan stated that it would have been extremely difficult for her to handle SB 152 without the help of the Executive Secretary. She noted that a lobbyist would have cost a great deal more and when we are in the next Legislative session, the Board will have to hire a lobbyist if the Board will be seeking statutory changes. On motion by Board member Bible, seconded by Board member Hogan and approved with a unanimous vote, the Executive Secretary was given a \$500 bonus.

Item 25- Request for an advisory opinion regarding a wound care system. Board member LaPorta Krum stated that this wound care system appears to be very “nursing”. Board member Bible noted that physical therapists routinely administer topical medication. Board member LaPorta Krum noted that she does not think this is beyond the scope of what a physical therapist can do. Board member Hogan asked if this was considered administering medication. Board member LaPorta Krum read the definition of physical therapy from the Practice Act. On motion by Board member LaPorta Krum, seconded by Board member Bible and approved with a unanimous vote, the request for an advisory opinion is granted and Board member Bible will draft the opinion.

Item 26- Review and discussion of SB 47 regarding the regulation of personal trainers.

- (a) Presentation/update by Boyd Etter, Nevada Physical Therapy Association. There was no representation from the NPTA. Board member LaPorta Krum advised that this item was placed on the agenda for a request for financial assistance in the drafting process of the personal trainer bill.
- (b) Discussion and possible action regarding expenditure of Board funds for drafting and support of SB 47.

Item 27- Approval of Continuing Education courses as requested by the Continuing Education Advisory Committee. Board member LaPorta Krum stated that she appreciates the CEAC for their work on behalf of the Board. The Executive Secretary is directed to write a Newsletter item on the costs associated with reviewing continuing education courses.

Course Approvals: On motion by Board member Hogan, seconded by Board member LaPorta Krum and approved with a unanimous vote, the following courses are approved for the units indicated.

Accelerated Care Plus	Neuromuscular Reeducation	0.3	7/31/2006
Advanced Rehabilitation Services, Inc.	Comprehensive Management of the Lumbar Spine in the 21st Century: With Updated Treatment Strategies	1.5	7/31/2006
AKH, Inc.	Wound Management: Part 3: Focus on the Wound Environment: Addressing Topical Management	0.1	7/31/2006
AKH, Inc.	Wound Management: Part 2: Focus on the Wound: Assessment Driven Wound Management	0.1	7/31/2006
AKH, Inc.	Wound Management: Part 1: Focus on the Problem: Etiology of Common Chronic Wounds	0.1	7/31/2006
Boehme Workshops	Implementing Therapy in the Classroom	1.5	7/31/2006
Cincinnati Sportsmedicine and Orthopaedic Center	20th Annual Advances on the Knee and Shoulder	1.5	7/31/2006
Contemporary Forums	Brain Injuries; Special Sessions: Traumatic Brain Injury Litigation	1.175	7/31/2006
Contemporary Forums	Brain Injuries; Preconference A: Assessment & Intervention for Disorders of Memory & Executive Funct	0.75	7/31/2006
Contemporary Forums	Brain Injuries; Preconference B: Early Interventions to Improve TBI Outcomes	0.375	7/31/2006
Contemporary Forums	Young Child With Special Needs; Main Conference: General Sessions	1.2	7/31/2006
Contemporary Forums	Brain Injuries; Main Conference	1.5	7/31/2006
Contemporary Forums	Young Child With Special Needs; Preconference A: Managing Disruptive Behaviors	1.5	7/31/2006
Contemporary Forums	Young Child With Special Needs; Preconference C: Positioning for the Young Child	0.75	7/31/2006
Contemporary Forums	Brain Injuries; Preconference C; Spasticity in People with TBI: Options to Improve Outcomes	0.4	7/31/2006
Contemporary Forums	Young Child With Special Needs; Main Conference: Concurrent Sessions	0.7	7/31/2006
Contemporary Forums	Young Child With Special Needs; Preconference B: Pediatric Feeding Disorders	1.5	7/31/2006
Cross Country Education, Inc.	Nutrition Therapy For Children With Autism Spectrum Disorder	0.65	7/31/2006
Cross Country Education, Inc.	JCAHO & CMS (HCFA) Restraint Standards and Falls Prevention	0.65	7/31/2006
Cross Country Education, Inc.	Orthopedic Rehabilitation of the Knee & Shoulder	0.65	7/31/2006
Cross Country Education, Inc.	Manually Managing Pain: The Use of Simple Contact for Neural Tension and Chronic Pain	0.65	7/31/2006
Desert Palms Institute & Tucson Orthopedic Institute	Muscle Energy & Mobilization to the Cervical-Thoracic Spine & Rib Cage	1.5	7/31/2006
Dogwood Institute, Inc.	Update on Balance & Dizziness Disorders: Evaluation & Treatment	1.5	7/31/2006

Educational Audio/video Recording Services (E.A.R.S.)	Essential Concepts in Electrophysical Agents	1.3	7/31/2006
Educational Audio/video Recording Services (E.A.R.S.)	Orthopedic Rehabilitation for the Foot and Ankle	1.2	7/31/2006
Educational Audio/video Recording Services (E.A.R.S.)	Lower Extremity Kinetic Chain Evaluation & Treatment of the Hip, Knee, Foot & Ankle	1.5	7/31/2006
Educational Audio/video Recording Services (E.A.R.S.)	Complicated Patient: Treatment Strategies to Manage Difficult Patients for the Upper Quarter	0.9	7/31/2006
Educational Audio/video Recording Services (E.A.R.S.)	Management and Principles of Wound Healing	1	7/31/2006
Educational Audio/video Recording Services (E.A.R.S.)	Complicated Patient: Treatment Strategies to Manage Difficult Patients for the Lower Quarter	0.8	7/31/2006
Educational Audio/video Recording Services (E.A.R.S.)	Current Concepts: Assessing and Treating the Shoulder Joint	1	7/31/2006
Educational Audio/video Recording Services (E.A.R.S.)	Functional Assessment and Treatment of the Elbow	0.9	7/31/2006
GREAT Seminars and Books, Inc.	Acute Care Rehabilitation	1.5	7/31/2006
Innovative Educational Services	HIV/AIDS Update 2005 (2 Hours)	0.2	7/31/2006
Innovative Educational Services	HIV/AIDS Update 2005 (1 Hour)	0.1	7/31/2006
Innovative Educational Services	Autism	0.2	7/31/2006
Innovative Educational Services	Medical Errors	0.2	7/31/2006
Innovative Educational Services	Alzheimer's Disease	0.4	7/31/2006
Innovative Educational Services	Diabetes	0.4	7/31/2006
Innovative Educational Services	Fibromyalgia: A Current Prespective	0.1	7/31/2006
Innovative Educational Services	Parkinson's Disease: A Comprehensive Update	0.4	7/31/2006
Innovative Educational Services	Depression	0.3	7/31/2006
International Academy of Orthopedic Medicine – US	Complex Problem Solving for the Hip and Shoulder Regions	1.5	7/31/2006
International Clinical Educators	Teaching Independence: A Therapeutic Approach in Adult Hemiplegia	1.5	7/31/2006
International Clinical Educators	Functional Treatment Ideas & Strategies in Adult Hemiplegia	1.3	7/31/2006
Kinesio Taping Association	Kinesio Taping	1.5	7/31/2006
MED2000, Inc	Prediabetes & Diabetes	0.6	7/31/2006
Peter Barbieri Manual Therapy And Associates	Evaluation & Treatment of the Lumbopelvic Region	1.5	7/31/2006
Primedia	HIV/AIDS: Transmission, Management, and Prevention	0.1	7/31/2006
Primedia	Medical Errors: Reporting, Special Needs, and Public Education	0.1	7/31/2006
PT Group	Cranio Facial Pain	0.15	7/31/2006
RehabCare Group	Dementia: Therapy Intervention Strategies	1.08	7/31/2006
Sara Meeks	Osteoporosis: A Comprehensive Treatment Strategy	1.5	7/31/2006
St. Rose Hospital, Sienna Campus	Wound Conference	0.275	7/31/2006
Texas Tech University	Aquatic Rehabilitation: Part 1	0.1	7/31/2006
Texas Tech University	Aquatic Rehabilitation: Part II	0.1	7/31/2006



Washoe Medical Center	From Focus to Function Combining NDT with Cranial Sacral Therapy	0.1	7/31/2006
Washoe Medical Center	Neurosciences Symposium 2005	1.3	7/31/2006
Washoe Medical Center	Trauma The Challenge 2004	1.4	7/31/2006
Washoe Medical Center	24th Annual High Sierra Critical Care Conference	1.5	7/31/2006

Course Denials: On motion by Board member Hogan, seconded by Board member LaPorta Krum and approved with a unanimous vote, the following courses are denied.

Innovative Educational Services	Alcoholism
Meds – PDN	Battling Compassion Fatigue; Help for Service Providers

Item 28- Nomination for Chairman; paper on documentation to Board for review and approval; review of May 26, 2005 Inspector training.

Item 29- Public comment period. There was no public in attendance. The Board reviewed letters from Dave Moss and Kirk Sachtler;

Item 30- Confirm schedule of future Board meetings and their locations. The next meeting will be held in Las Vegas on July 11, 2005 at the Board office.

Item 31- Review of files/ratification for licensure.

#### FILES FOR REVIEW/RATIFICATION:

##### Physical Therapists

Renee Brandt	1889	Marsha Lewis	1898
Cory Higbee	1890	Cristina Madarang	1899
Joan Buckler	1891	Kate Berry	1900
Tricia Incorvia	1892	Stephanie O'Neal	1901
Jamie Brophy	1893	Alena Papenfuss	1902
Rachel Creger	1894	Walter Sherwood	1903
Lori Wilson	1895	Andrew Emery	1904
Melissa Diercouff	1896	Drew Natori	1905
Frank Sestito	1897	Julianne Hoffman	1906

##### Physical Therapist's Assistants

Bradley Buckler	A-0390	Cecilia Rodriguez	A-0392
Christine Whitorff	A-0391	David Shott	A-0393

Item 32- Adjournment of the Board meeting. The meeting was adjourned at 2:15pm.